



# City of Marietta

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

## Meeting Summary CITY COUNCIL SPECIAL MEETING

*R. Steve Tumlin, Mayor*  
*Annette Paige Lewis, Ward 1*  
*Griffin "Grif" L. Chalfant, Jr., Ward 2*  
*Johnny Sinclair, Ward 3*  
*G. A. (Andy) Morris, Ward 4*  
*Rev. Anthony C. Coleman, Ward 5*  
*James W. King, Ward 6*  
*Philip M. Goldstein, Ward 7*

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Tuesday, November 19, 2013

9:00 AM

Council Chamber

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**20131104** V2013-38 George & Dana, LLC, 591 South Marietta Parkway

V2013-38 [VARIANCEGEORGE & DANA LLC, requests variances for property located in Land Lot 03610, District 17, Parcels 0020, 2nd Section, Marietta, Cobb County, Georgia, and being known as 591 South Marietta Parkway, currently zoned CRC (Community Retail Commercial). Ward 1.

The following variances are hereby approved:

1. Variance to allow a general advertising/off premises sign on South Fairground Street. [§714.04 (F)]
2. Variance to eliminate the requirement that a general advertising/off-premises sign be regulated as a principal use. [§714.04 (F.1)]
3. Variance to locate a general advertising/off-premises sign within 500 feet of a bonafide residence and public building. [§714.04 (F.2)]
4. Variance to reduce the rear yard setback for a general advertising/off-premises sign from 35' to 4.3'. [§714.04 (F.8)]and [§714.06 (H)]
5. Variance to allow general advertising/off-premises sign to be located on a lot upon which a building is located if such lot or the building thereon has any sign located thereon. [§714.04 (F.9)]and [§714.06 (A.11)]
6. Variance to allow an accessory structure closer to the right of way than the principal building. [§708.16 (F.1)]
7. Variance to allow a refuse area within the public view. [§712.09(G.1(b)(xiv)]
8. Variance to eliminate the 75' maximum front setback. [§712.09(G.2(b)(i)]
9. Variance to reduce the planted border width along South Fairground Street from 10' to 1'. [§712.09(G.2(a) Table G-1.a]
10. Variance to allow the planting of the required street trees along South Fairground Street within the right of way. [§712.08(G.2.a) Table G-1.a]

In addition, the following are stipulations are included:

1. It is stipulated that the existing billboard located at 591 South Marietta Parkway shall be removed within 60 days (or sooner) of August 31, 2031 (date of the current lease expiration between the property owner and Clear Channel Outdoor, Inc.) at the expense of the property owner.
2. The property owner shall be responsible for the maintenance of all trees located within the City's right of way.

*Motion to approve the variance request for property at 591 South Marietta Parkway as follows:*

1. *Variance to allow a general advertising/off premises sign on South Fairground Street. [§714.04 (F)]*
2. *Variance to eliminate the requirement that a general advertising/off-premises sign be regulated as a principal use – for the existing billboard on the property only. [§714.04 (F.1)]*
3. *Variance to locate a general advertising/off-premises sign within 500 feet of a bonafide residence and public building – for the existing billboard on the property only. [§714.04 (F.2)]*
4. *Variance to reduce the rear yard setback for a general advertising/off-premises sign from 35' to 4.3' – for the existing billboard on the property only. [§714.04 (F.8)]and [§714.06 (H)]*
5. *Variance to allow general advertising/off-premises sign to be located on a lot upon which a building is located if such lot or the building thereon has any sign located thereon. [§714.04 (F.9)]and [§714.06 (A.11)]*
6. *Variance to allow an accessory structure closer to the right of way than the principal building. [§708.16 (F.1)]*
7. *Variance to allow a refuse area within the public view. [§712.09(G.1(b)(xiv)]*
8. *Variance to eliminate the 75' maximum front setback. [§712.09(G.2(b)(i)]*
9. *Variance to reduce the planted border width along South Fairground Street from 10' to 1'. [§712.09(G.2(a) Table G-1.a]*
10. *Variance to allow the planting of the required street trees along South Fairground Street within the right of way. [§712.08(G.2.a) Table G-1.a]*

*In addition, the following are stipulations are included:*

1. *Notwithstanding anything to the contrary contained in the motion, it is stipulated that the existing billboard located at 591 South Marietta Parkway shall be removed within 60 days (or sooner) of August 31, 2031 (date of the current lease expiration between the property owner and Clear Channel Outdoor, Inc.) at the expense of the property owner.*
2. *The property owner shall be responsible for the maintenance of all trees located within the City's right of way next to the property that is the subject of this zoning variance.*
3. *The Agreement, Covenant, Waiver and Consent entered into among George & Dana, LLC, Clear Channel Outdoors and the City of Marietta is incorporated into this motion by reference.*

**Approved as Amended**

**20131367      Executive Session**

Executive Session to discuss legal, personnel and/or real estate matters.

**Held**

**20131368      Motion or Motions**

Motion or motions related to any items above.

**No Action Taken**

**20131284      Cobb County Community Relations Council**

Appointment of Pastor Joseph Comeaux to the Cobb County Community Relations Council.

**Appointment Made**

**20131106      Marietta Housing Authority Appointment**

Appointment of Andre Sims to the Marietta Housing Authority.

**Appointment Made**